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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SONOS, INC.,
Plaintiff and Counterdefendant,
v.
GOOGLE LLC,
Defendant and Counterclaimant.

Case No. 3:20-cv-06754-WHA

Consolidated with
Case No. 3:21-cv-07559-WHA

**DECLARATION OF JOHN DAN SMITH
III IN SUPPORT OF SONOS, INC.'S
BRIEF REGARDING DR. SCHONFELD'S
SUPPLEMENTAL REPLY REPORT**

Judge: Hon. William Alsup
Pretrial Conf.: May 3, 2023
Time: 12:00 p.m.
Courtroom: 12, 19th Floor
Trial Date: May 8, 2023

1 I, John Dan Smith III, declare as follows and would so testify under oath if called upon to
2 do so:

3 1. I am an attorney with the law firm of Lee Sullivan Shea & Smith LLP, counsel for
4 Sonos, Inc. ("Sonos") in the above-captioned matter. I am a member in good standing of the Bar
5 of the State of Illinois and am admitted to practice before this Court in this matter *pro hac vice*. I
6 make this declaration based on my personal knowledge, unless otherwise noted. If called, I can
7 and will testify competently to the matters set forth herein.

8 2. I make this declaration in support of Sonos's Brief Regarding Dr. Schonfeld's
9 Supplemental Reply Report.

10 3. Attached hereto as **Exhibit A** is a true and correct copy of the First Supplemental
11 Reply Expert Report of Dr. Dan Schonfeld Regarding U.S. Patent No. 10,848,885 and U.S. Patent
12 No. 10,469,966 with the new opinions offered by Dr. Schonfeld highlighted in yellow.

13 4. Attached hereto as **Exhibit B** is a true and correct copy of an email from Anne-
14 Raphaëlle Aubry to me regarding the First Supplemental Rebuttal Expert Report of Dr. Kevin C.
15 Almeroth, dated March 27, 2023.

16 I declare under penalty of perjury that the foregoing is true and correct to the best of my
17 knowledge. Executed this 5th day of May, 2023 in San Francisco, California.

18
19 
20 John Dan Smith III